

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION

BILLY GOAT IP LLC,

Plaintiff,

v.

THE BILLY GOAT CHIP COMPANY LLC,

Defendant.

Case No. 17-cv-9154
Judge: Hon. Robert M. Dow, Jr.

MOTION TO DISMISS

Defendant, The Billy Goat Chip Company LLC, hereby moves pursuant to Fed. R. Civ. P. 12(b)(6) that the complaint in this matter be dismissed for failing to state a claim. Specifically, Plaintiff, Billy Goat IP LLC's, claims are barred by the doctrine of laches. Not only are Plaintiff's claims time barred, but Plaintiff has pleaded itself out of court by alleging facts in its complaint supporting the equitable defense of laches. A memorandum of law in further support of defendant's requested relief is submitted herewith.

Dated: February 16, 2018

Respectfully submitted,

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